

LABEL IN PART: "Golden Pheasant One Lubricated Golden Pheasant Prophylactic Insist on the genuine. Mfgd. in W. Germany Packed by W. H. Reed & Co., Atlanta, Ga."

RESULTS OF INVESTIGATION: Examination showed that 3.8 percent of the article was defective in that it contained holes.

LIBELED: 6-7-57, S. Dist. Fla.

CHARGE: 501 (c)—the quality of the article, when shipped, fell below that which it purported to possess; and 502 (a)—the label statement "Prophylactics" was false and misleading as applied to an article containing holes.

DISPOSITION: 7-19-57. Default—destruction.

5396. Rubber prophylactics. (F. D. C. No. 40315. S. No. 72-819 M.)

QUANTITY: 24 ctns. at Chicago, Ill.

SHIPPED: 2-7-57, from Atlanta, Ga., by W. H. Reed & Co., Inc.

LABEL IN PART: (Ctn.) "Golden Pheasant * * * One Dozen"; (tin) "This package contains three Golden Pheasant Prophylactics."

RESULTS OF INVESTIGATION: Examination showed that 3.2 percent of the article was defective in that it contained holes.

LIBELED: 6-7-57, N. Dist. Ill.

CHARGE: 501 (c)—the quality of the article, when shipped, fell below that which it purported to possess; and 502 (a)—the label statement "Prophylactics" was false and misleading as applied to a product containing holes.

DISPOSITION: 7-10-57. Default—destruction.

DRUGS ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS

DRUGS FOR HUMAN USE*

5397. Digitoxin tablets. (F. D. C. No. 40169. S. No. 41-936 M.)

QUANTITY: 1 drum containing 280,600 tablets at Rensselaer, N. Y.

SHIPPED: Digitoxin powder was shipped on 11-2-56, from Newark, N. J.

RESULTS OF INVESTIGATION: Examination showed that the tablets contained not more than 82.9 percent of the declared amount of digitoxin per tablet. The tablets were prepared from the digitoxin powder which was shipped as described above.

LIBELED: 5-16-57, N. Dist. N. Y.

CHARGE: 502 (a)—the statement "Digitoxin 0.1 mg." on the label of the article, while held for sale, was false and misleading.

DISPOSITION: 7-19-57. Default—destruction.

5398. Cabbex (desiccated cabbage). (F. D. C. No. 40176. S. Nos. 42-593 M, 72-901 M.)

QUANTITY: 16 btls. at Denver, Colo., in possession of Strauss Vitamin Store.

SHIPPED: 3-11-57, from Omaha, Nebr.

LABEL IN PART: (Btl.) "One Pound Guardian * * * Cabbex—Cabbage Powder For Cabbage Juice * * * As a supplementary source of nutrients in cabbage take four teaspoonsful daily."

ACCOMPANYING LABELING: Window placard reading "Cabbex Cabbage Juice Concentrate with your Ulcer Diet Full Lb. 3.98."

*See also Nos. 5389, 5391-5396.

LIBELED: 4-30-57, Dist. Colo.

CHARGE: 502 (a)—the labeling accompanying the article, while held for sale, contained false and misleading representations that the article was effective in the treatment for ulcers.

DISPOSITION: 6-10-57. Default—destruction.

DRUGS FOR VETERINARY USE

5399. Cal-Ruphenol. (F. D. C. No. 40295. S. No. 59-056 M.)

QUANTITY: 1 drum containing 65,000 tablets at Philadelphia, Pa., in possession of Cal-Vet Laboratories.

SHIPPED: 4-21-55, from Camden, N. J.

LABEL IN PART: (Drum) "Mannitol * * * with Phenobarbital and Rutin * * * Each tablet contains: Phenobarbital $\frac{1}{4}$ gr. * * * Mannitol Hexanitate $\frac{1}{2}$ gr. Rutin 20 mg."

ACCOMPANYING LABELING: Loose labels reading, in part, "Cal-Ruphenol Each tablet contains: Mannitol Hexanitate 0.5 gr. Phenobarbital 0.25 gr. * * * Rutin 20 mg."

RESULTS OF INVESTIGATION: The loose labels were printed locally for the consignee. They were used in the regular course of business by the consignee in repacking the bulk tablets into containers holding either 1,000 tablets or 100 tablets.

LIBELED: 5-29-57, E. Dist. Pa.

CHARGE: 502 (a)—while held for sale, the labeling of the article, namely, the label used on the repacked tablets, accompanying the article, contained representations that the article was an adequate and effective treatment for preventing and treating chorea in dogs, whereas the article was not an adequate and effective treatment for such purposes.

DISPOSITION: 8-23-57. Default—destruction.

5400. Dr. Mayfield Liquid Roundwormer. (F. D. C. No. 40110. S. No. 56-822 M.)

QUANTITY: 11 1-pt. btls., 18 1-qt. btls., and 1 1-gal. btl. at Mabel, Minn.

SHIPPED: Between 10-31-56 and 2-27-57, from Charles City, Iowa, by Dr. Mayfield Laboratories.

LABEL IN PART: "Dr. Mayfield Liquid Roundwormer * * * Active Ingredients: Piperazine Hexahydrate 38% Inert Ingredients: Water 62%."

LIBELED: 3-29-57, Dist. Minn.

CHARGE: 502 (a)—when shipped, the bottle labels of the article contained false and misleading representations that the article was an adequate and effective treatment for the removal of cecal worms from chickens; and 502 (f) (1)—the labeling of the article failed to bear adequate directions for use.

DISPOSITION: 6-25-58. Default—destruction.

INDEX TO NOTICES OF JUDGMENT D. D. N. J. NOS. 5381 TO 5400

PRODUCTS

	N. J. No.		N. J. No.
Aphrodisiac.....	5381-5384	Broth, concentrated.....	¹ 5385
Appetum	5386	Cabbage, desiccated.....	5398

¹ (5385) Prosecution contested. Contains opinions of the courts.